

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 80-100 (AS AMENDED)INTRODUCED BY Council President Hardwicke at the request
of the County ExecutiveLEGISLATIVE DAY NO. 80-33 DATE: December 16, 1980

AN ACT to authorize and empower Harford County, Maryland, to borrow on its full faith and credit, and issue and sell its bonds therefor, within three (3) fiscal years from the date the Act appropriating funds for the following capital projects became effective, an amount not exceeding \$8,796,975, such bonds to be designated "Harford County Public Works Bonds of 1982", the proceeds thereof to be used for the expansion, reconstruction, rehabilitation, renovation and improvement of the capital projects hereinafter described, including site improvements, architectural and engineering services, preparation of plans, drawings and specifications and the development of the grounds and landscaping thereof and all customary appurtenances and other equipment necessary or required for the construction of a water transmission main through the town of Aberdeen, construction of a water transmission main from the Havre de Grace Water Treatment plant to U.S. Route 40, construction of the Stepney Pumping Station connector, suction and discharge mains, construction of the Stepney Pumping Station, to upgrade

BY THE COUNCIL December 16, 1980INTRODUCED, READ FIRST TIME, ORDERED POSTED AND PUBLIC HEARING
SCHEDULEDON: January 13, 1981AT: 7:00 P.M.BY ORDER: Angela Markowski, SECRETARY

PUBLIC HEARING

HAVING BEEN POSTED AND NOTICE OF TIME AND PLACE
OF HEARING AND TITLE OF BILL HAVING BEEN PUBLISHED TO THE
CHARTER, A PUBLIC HEARING WAS HELD ON January 13, 1981
AND CONCLUDED ON January 13, 1981.

Angela Markowski, SECRETARYBILL NO. 80-100

AS AMENDED

OF

HARFORD COUNTY, MARYLAND

BILL No. 80-100 (AS AMENDED)

INTRODUCED BY

LEGISLATIVE DAY NO. _____ DATE: _____

the existing Havre de Grace Waste Water Treatment Plant, for construction of the Havre de Grace Storage Tank, to relocate the Havre de Grace Department of Public Works Offices, Garage and Public Parking Facility, construction of the Winters Run Interceptor, to expand and upgrade the Sod Run Waste Water Treatment Plant, for construction of sewers for the Ah Ha Interceptor Parallel for construction of sewers for the Edgewood Meadows Interceptor Parallel, for construction of the Sod Run Interceptor Parallel Section 2, for rehabilitation of the Spring Meadows Waste Water Treatment Plant. all of such expenditures being described in the Harford County Capital Budget Request - 5 Year Capital Program for the fiscal year 1980-1981, as amended, such projects being hereinafter referred to as the "Projects"; providing for the issuance of Bond Anticipation Notes upon passage of a Resolution of the Harford County Council approving the interest rate or rates on said notes and the project or projects for which the proceeds of

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SCHEDULED

ON: _____

AT: _____

BY ORDER: _____, SECRETARY

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CHARTER, A PUBLIC HEARING WAS HELD ON _____
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_____, SECRETARY

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the sale of the notes shall be used; providing that the Bonds hereinabove described shall not be issued until a Bond Authorization Ordinance setting forth the project or projects for which such Bonds shall be sold and prescribing the form and maturity of the Bonds and other details incident to the sale of the Bonds, has ~~being~~ BEEN approved by the Harford Council; and providing that within twelve (12) months after the issuance of said Bond Anticipation Notes or any renewal thereof, the County Council shall authorize the issuance of said Bonds to repay or pay said Bond Anticipation Notes; and generally relating to funding of capital projects in the 1980-1981 Capital Budget.

BY THE COUNCIL _____

INTRODUCED, READ FIRST TIME, ORDERED POSTED AND PUBLIC HEARING SCHEDULED

ON: _____

AT: _____

BY ORDER: _____, SECRETARY

PUBLIC HEARING

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_____, SECRETARY

BILL NO. 80-100

AS AMENDED

1 WHEREAS, the County Executive has recommended that
2 Harford County, Maryland, borrow on its full faith and credit
3 an amount not exceeding \$8,796,975 by the issuance of its
4 Harford County Public Works Bonds of 1982, the proceeds thereof
5 to be used for the Projects; and

6 WHEREAS, in accordance with the provisions of Section
7 406 of the Charter of Harford County, the Director of Planning
8 has heretofore transmitted to the County Executive the recom-
9 mendations of the Planning Advisory Board for capital improve-
10 ments for the fiscal year ending June 30, 1981; and

11 WHEREAS, in accordance with the provisions of Section
12 505 of the Charter of Harford County, the County Executive
13 has reviewed such recommendations in light of the existing
14 capital program and the County Executive and the Director of
15 Administration have included said recommendations for capital
16 improvements, as amended, in the proposed 1980-1981 Capital
17 Program which has been submitted to the County Council and
18 the County Council has adopted a Capital Program and a Capital
19 Budget for the fiscal year ending June 30, 1981; and

20 WHEREAS, the Harford County Council pursuant to Bill
21 No. 80-24 enacted the Annual Budget and Appropriation Ordinance
22 of Harford County, Maryland, for the fiscal year ending June 30,
23 1981; and

24 WHEREAS, the County Executive has recommended that
25 because of market conditions, including high interest rates,
26 it would be in the best interests of the County not to issue
27 Bonds which are long-term obligations, but rather, to issue
28 Bond Anticipation Notes of the County in an amount not greater
29 than the amount of Bonds authorized herein, in anticipation
30 of the subsequent sale of Bonds; and

31 WHEREAS, the principal of and interest on the Bond
32 Anticipation Notes may be paid out of the first proceeds of

1 the sale of the Bonds or from tax or other revenue which the
2 County shall have previously determined to apply to the payment
3 of Bonds and interest thereon; and

4 WHEREAS, it is the intent of the County to issue Bond
5 Anticipation Notes in accordance with the provisions of Section
6 12, Article 31 of the Annotated Code of Maryland; and

7 WHEREAS, such Bond Anticipation Notes shall be signed
8 on behalf of the County by the County Executive and attested
9 to by the Director of Administration of the County.

10 NOW THEREFORE, in accordance with the provisions of the
11 Charter of Harford County, Maryland:

12 Section 1. BE IT ENACTED BY THE COUNTY COUNCIL OF
13 HARFORD COUNTY, MARYLAND, that Harford County, Maryland, shall
14 issue and sell upon the full faith and credit of Harford
15 County, Maryland, in the manner hereinafter provided not
16 exceeding \$8,796,975 aggregate principal amount of Serial
17 Maturity Coupon Bonds, the net proceeds of such sale to be
18 used for the expansion, reconstruction, rehabilitation and
19 renovation, architectural and engineering services, furnishing
20 equipment, making site improvements, preparation of plans,
21 drawings and specifications, the development of grounds and
22 landscaping thereof and all customary appurtenances and other
23 equipment necessary or required for the Projects. The Bonds
24 shall be known as Harford County Public Works Bonds of 1982
25 and the net proceeds of the Bonds may also be used to finance
26 any lawful modification of such Projects or the extent then
27 permitted by law, any other project lawfully undertaken by
28 Harford County, Maryland, as may be provided by subsequent
29 legislation or resolution approved by the Harford County
30 Council. The issue or series of Bonds authorized by this Act
31 shall be known as Harford County Public Works Bonds of 1982
32 (hereinafter sometimes called the "Bonds").

BOOK 6 PAGE 341

1 Section 2. BE IT FURTHER ENACTED BY THE COUNTY COUNCIL
2 OF HARFORD COUNTY, MARYLAND, that the Bonds shall not be issued
3 unless and until a subsequent Bond Authorization Ordinance
4 prescribing the form and tenor of the Bonds, describing the
5 project for which the Bonds are issued and providing for other
6 details incident to the sale of the Bonds shall be approved
7 by the Harford County Council.

8 Section 3. BE IT FURTHER ENACTED BY THE COUNTY COUNCIL
9 OF HARFORD COUNTY, MARYLAND, that the Bonds shall not be issued
10 at the present time because of the current condition of the
11 municipal bond market including high interest rates.

12 Section 4. BE IT FURTHER ENACTED BY THE COUNTY COUNCIL
13 OF HARFORD COUNTY, MARYLAND, that Harford County, Maryland, is
14 hereby authorized and empowered from time to time to issue
15 its Bond Anticipation Note or Notes on the full faith and credit
16 of the County in an amount not exceeding \$8,796,975, the net
17 proceeds of such sale to be used to finance the cost of the
18 construction of the Projects.

19 Section 5. AND BE IT FURTHER ENACTED BY THE COUNTY
20 COUNCIL OF HARFORD COUNTY, MARYLAND, that such Bond Anticipation
21 Note or Notes or other evidence of indebtedness shall not have
22 a maturity in excess of twelve (12) months from the date of
23 issue. The Treasurer of Harford County, Maryland, shall
24 negotiate with two or more lending institutions for the best
25 interest rates and other terms for the Bond Anticipation Notes
26 or other evidence of indebtedness.

27 Section 6. AND BE IT FURTHER ENACTED BY THE COUNTY
28 COUNCIL OF HARFORD COUNTY, MARYLAND, that the Treasurer of
29 Harford County, Maryland, prior to the issuance of any such
30 Bond Anticipation Note or Notes or other evidence of indebtedness
31 of the County shall present the terms of such notes to the
32 County Council for approval by Resolution of the County Council

1 ~~for approval by Resolution of the County Council~~ prior to the
2 issuance of such Bond Anticipation Note or Notes.

3 Section 7. AND BE IT FURTHER ENACTED BY THE COUNTY
4 COUNCIL OF HARFORD COUNTY, MARYLAND, that the Bond Anticipation
5 Note or Notes shall bear interest at the rate or rates so
6 negotiated by the Treasurer and approved by Resolution of the
7 County Council of Harford County, Maryland, and the Bond
8 Anticipation Note or ~~Notes~~ NOTES when issued shall be issued in
9 the name of Harford County by the signature of County Executive
10 of Harford County, Maryland, the corporate seal of the County
11 shall be imprinted on such Bond Anticipation Note or Notes
12 and such Bond Anticipation Note or Notes shall be attested by
13 the manual signature of the Director of Administration of
14 Harford County, Maryland, and the proceeds of sale of the
15 Bond Anticipation Note or Notes shall be used only for those
16 purposes approved in a Resolution of the Harford County Council
17 adopted subsequent to the adoption of this Ordinance.

18 Section 8. AND BE IT FURTHER ENACTED BY COUNTY COUNCIL
19 OF HARFORD COUNTY, MARYLAND, that the Bond Anticipation Note
20 or Notes shall not be issued in an amount greater than the
21 amount of Bonds authorized in anticipation of the sale of which
22 the Bond Anticipation Note or Notes are issued and sold.

23 Section 9. AND BE IT FURTHER ENACTED BY THE COUNTY
24 COUNCIL OF HARFORD COUNTY, MARYLAND, that the principal of and
25 interest on the Bond Anticipation Note or Notes shall be payable
26 out of the first proceeds of sale of the Bonds, or from the
27 tax or other revenue which the County shall previously determine
28 to apply to the payment of the Bonds and the interest thereon.

29 Section 10. AND BE IT FURTHER ENACTED BY THE COUNTY
30 COUNCIL OF HARFORD COUNTY, MARYLAND, that twelve (12) months
31 interest on the Bond Anticipation Note or Notes or any renewal
32 thereof may be paid from the proceeds of the Bond Anticipation

BOOK 6 PAGE 343

1 Note or Notes or from the proceeds of sale of the Bonds
2 accounting from the initial date of issue thereof.

3 Section 11. AND BE IT FURTHER ENACTED BY THE COUNTY
4 COUNCIL OF HARFORD COUNTY, MARYLAND, that by Resolution adopted
5 by the Harford County Council, the County may provide for the
6 renewal of the Bond Anticipation Note or Notes at maturity
7 with or without resale.

8 Section 12. AND BE IT FURTHER ENACTED BY THE COUNTY
9 COUNCIL OF HARFORD COUNTY, MARYLAND, that immediately after
10 the sale of the Bond Anticipation Note or Notes and approval
11 By Resolution of the Harford County Council, the proceeds of
12 sale of such Bond Anticipation Note or Notes, after payment
13 of expenses of issuing the same, shall be paid to the Department
14 of the Treasury of Harford County, Maryland. The proceeds of
15 sale of the Bond Anticipation Note or Notes shall be expended
16 only to finance the Projects as defined above.

17 Section 13. AND BE IT FURTHER ENACTED BY THE COUNTY
18 COUNCIL OF HARFORD COUNTY, MARYLAND, that, for the purpose
19 of paying the interest on and principal of the Bonds and/or
20 The Bond Anticipation Note or Notes, the County ~~shall~~ MAY fix an
21 annual assessment on all properties, improved or unimproved,
22 binding upon a street, road, lane, alley or right-of-way in
23 the Harford County in which a water main or sewer has been built,
24 ~~The said annual assessment shall be made upon the front foot~~ BENEFIT
25 basis, and the first payment shall be collected during the
26 year in which the construction of the aforesaid water supply
27 or sewerage systems is completed or in which the systems are
28 purchased or acquired.

29 In addition to the benefit assessments to be levied as
30 provided for herein, the ~~Council~~ COUNTY ~~shall~~ MAY make a charge
31 for every sewer and water connection, AND MAKE SUCH OTHER CHARGES
32 FOR WATER AND SEWER PURPOSES AS MAY BE PERMITTED BY LAW.

1 In addition to the benefit assessments and connection
2 charges to be levied as provided for herein, the Council
3 ~~shall~~ MAY impose water and sewer service charges and (where the
4 property is not subject to a ~~front-foot~~ benefit assessment for
5 the year in which such charge is levied) a charge for the
6 construction and upkeep of water and sewer systems against
7 all properties having a connection with any water main or
8 sewer within Harford County. These service charges and upkeep
9 charges shall be imposed pursuant to the provisions of the
10 Harford County Charter. In the event that the annual ~~front~~
11 ~~foot~~ benefit assessments, connection charges, OTHER CHARGES,
12 service charges and upkeep charges fail to provide sufficient
13 funds at any time while any of the Bonds or Bond Anticipation
14 Note or Notes are outstanding, for the purpose of meeting the
15 principal and interest maturities of the Bonds, a OR Bond
16 Anticipation Note or Notes, the County shall promptly cause to
17 be levied against all assessable property within Harford County
18 annually so long as any of the Bonds or Bond Anticipation Note
19 or Notes are outstanding and not paid an ad valorem tax suffi-
20 cient in rate and amount to provide for such principal and
21 interest payments when due. Harford County, Maryland, by the
22 passage of this Ordinance hereby covenants and agrees properly
23 and promptly to perform all of the respective acts and duties
24 defined in the Act for the levy and collection of the aforesaid
25 ad valorem tax upon all the assessable property within the
26 corporate limits of Harford County, Maryland, as the levy and
27 collection of such a tax becomes necessary in order to meet
28 the debt service requirements of Harford County Public Works
29 Bonds of 1982 and/or The Bond Anticipation Note or Notes.
30 By this Act, Harford County hereby solemnly covenants and
31 agrees to do the following: (a) levy and collect the benefit
32 assessments, connection charges, OTHER CHARGES, water and

1 sewerage service charges and charges for the upkeep for water
2 and sewerage systems as provided in this Act; (b) apply to the
3 payment of the maturing principal of and interest on the Bonds,
4 in each year in which any of the Bonds are outstanding, all
5 funds received by the County from benefit assessments, connection
6 charges, OTHER CHARGES, service and upkeep charges and taxes
7 levied by Harford County to pay such principal and interest,
8 to the extent that such funds and taxes are necessary to meet
9 said principal and interest maturities; and (c) to take all
10 action which the Harford County Council may be legally author-
11 ized and empowered to take in order to enforce, in any year in
12 which any of the Bonds or Bond Anticipation Note or Notes are
13 outstanding, the guarantee of such Bonds or Bond Anticipation
14 Note or Notes by Harford County.

15 Section 14. AND BE IT FURTHER ENACTED BY THE COUNTY
16 COUNCIL OF HARFORD COUNTY, MARYLAND, that this Act shall take
17 effect sixty (60) calendar days from the date it becomes law.
18 EFFECTIVE: April 27, 1981

BOOK 6 PAGE 346

BY THE COUNCIL

Read the third time.

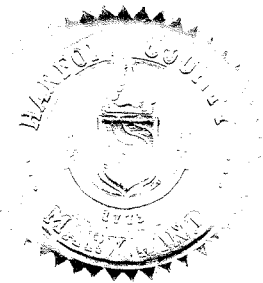
Passed LSD 81-6 (February 17, 1981) (with amendments)

~~Failed xaxxRassagax~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 18th day of February, 19 81
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

[Signature]
County Executive
Date February 24, 1981

BY THE COUNCIL

This Bill (No. 80-100 (as amended), having been approved
by the Executive and returned to the Council, becomes law on
February 24, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-4 19 81 at 7:00 P.M.
KOC & examined per
H. Douglas Chincobar, Clerk, Harford Co.

EFFECTIVE DATE: April 27, 1981